

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

MELVIN COCHRAN,

Plaintiff,

v.

CIVIL ACTION NO. 2:17-cv-04312

WARDEN DAVID BALLARD, et al.,

Defendants.

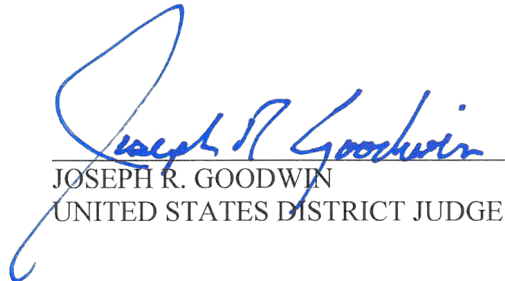
**ORDER**

This action was referred to United States Magistrate Judge Cheryl A. Eifert for submission to this court of proposed findings of fact and recommendation for disposition, pursuant to 28 U.S.C. § 636(b)(1)(B). On May 8, 2019, Magistrate Judge Eifert submitted her Proposed Findings of Fact and Recommendation [ECF No. 47] (“PF&R”), recommending that the court grant the defendants’ Motion to Dismiss [ECF No. 38] the Complaint with prejudice. The time to file objections has expired, and no objections to the PF&R have been filed.

Accordingly, the court **ADOPTS** and **INCORPORATES** herein the PF&R. For the reasons stated therein, the court **GRANTS** the defendants’ Motion to Dismiss [ECF No. 38] and **DISMISSES WITH PREJUDICE** this civil action from the docket.

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record,  
any unrepresented party, and the Magistrate Judge.

ENTER: May 30, 2019



JOSEPH R. GOODWIN  
UNITED STATES DISTRICT JUDGE